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13 Business Machines Corporation

14 UNITED STATES DISTRICT COURT

15 NORTHERN DISTRICT OF CALIFORNIA

16 SAN JOSE DIVISION

17 RSI CORP., dba RESPONSIVE
18 SYSTEMS COMPANY, a New Jersey
19 corporation,

20 Plaintiff,

21 vs.

22 INTERNATIONAL BUSINESS
23 MACHINES CORPORATION; and
24 DOE DEFENDANTS 1-20,

25 Defendants.

CASE NO. 5:08-cv-3414 (RMW/RS)

NOTICE OF ENTRY OF ORDERS

Ctrm.: 6, 4th Floor
Judge: Hon. Ronald M. Whyte
Prior Hrg. Date: September 19, 2008
Prior Hrg. Time: 9:00 a.m.
New Hrg. Date: October 3, 2008
New Hrg. Time: 9:00 a.m.

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE THAT the following notices and orders were
3 recently filed by the Court in the above-captioned case: (1) Clerk's Notice of
4 Continuance, a true and correct copy of which is attached hereto as Exhibit A; (2)
5 Order of Recusal, a true and correct copy of which is attached hereto as Exhibit B;
6 and (3) Reassignment Order, a true and correct copy of which is attached hereto as
7 Exhibit C.

8
9 DATED: August 26, 2008

QUINN EMANUEL URQUHART OLIVER &
HEDGES, LLP

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11 By Valerie Roddy
12 Valerie Roddy
13 Attorneys for Defendant International
14 Business Machines Corporation
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EXHIBIT A

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

RSI CORPORATION, et al.,

Plaintiff,

v.

I.B.M., et al.,

Defendant.

E-FILED - 8/21/08

CASE NO.: C-08-03414-RMW

CLERK'S NOTICE OF CONTINUANCE

NEW DATE: OCTOBER 3, 2008

TIME: 9:00 AM

PLEASE TAKE NOTICE that, on the court's own motion, **DEFENDANT'S MOTION TO DISMISS**, noticed for September 19, 2008, has been continued to the date and time set forth above. The parties are to appear before the Honorable Ronald M. Whyte in courtroom #6, 4th floor of the U.S. Courthouse, 280 South First Street, San Jose, California, unless notified that the matter will be submitted without argument.

If any hearing date is moved by the court's own motion, papers must still be filed in accordance with the originally noticed date and the Local Rules of this court absent a court order setting a new briefing schedule.

The moving party shall give written notice to counsel for all parties of the new date of the hearing after receipt of this notice. Following service, the moving party shall file a certificate of service with the Clerk of the Court.

DATED: August 21, 2008

BY: /s/ Jackie Garcia
JACKIE GARCIA
Courtroom Deputy for
Honorable Ronald M. Whyte

Copy of Order E-Filed to Counsel of Record:

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EXHIBIT B

E-FILED 8/25/2008

NOT FOR CITATION
IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

RSI CORP., dba RESPONSIVE SYSTEMS
COMPANY,

No. C08-03414 RMW (HRL)

Plaintiff,

ORDER OF RECUSAL

v.

INTERNATIONAL BUSINESS MACHINES
CORPORATION,

Defendant.

I hereby recuse myself from hearing or determining any matters in the above-entitled action. The Clerk of the Court shall randomly reassign this case to another Magistrate Judge for discovery purposes.

Dated: August 25, 2008



HOWARD R. LLOYD
UNITED STATES MAGISTRATE JUDGE

5:08-cv-3414 Notice has been electronically mailed to:

Gary G. Grimmer ggrimmer@carlsmith.com

Shirley M. Kawamura skawamura@kltlaw.com

Shon Morgan shonmorgan@quinnemanuel.com, amykuzio@quinnemanuel.com,
westonreid@quinnemanuel.com

Counsel are responsible for distributing copies of this document to co-counsel who have not registered for e-filing under the court's CM/ECF program.

EXHIBIT C

UNITED STATES DISTRICT COURT
Northern District of California
280 South First Street
San Jose, California 95113

www.cand.uscourts.gov

Richard W. Wieking
Clerk

General Court Number
408.535.5364

August 26, 2008

CASE NUMBER: CV 08-03414 RMW

**CASE TITLE: RSI CORP, ET AL.-v-INTERNATIONAL BUSINESS MACHINES
CORPORATION, ET AL.**

REASSIGNMENT ORDER

GOOD CAUSE APPEARING THEREFOR,

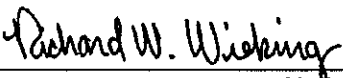
IT IS ORDERED that this case is reassigned to the **San Jose** division. Case reassigned
to the **Honorable Richard Seeborg** for all further discovery matters.

Counsel are instructed that all future filings shall bear the initials **RMW (RS)**
immediately after the case number.

ALL MATTERS PRESENTLY SCHEDULED FOR HEARING ARE VACATED AND
SHOULD BE RENOTICED FOR HEARING BEFORE THE JUDGE TO WHOM THE CASE
HAS BEEN REASSIGNED.

Date: 08/25/08

FOR THE EXECUTIVE COMMITTEE:


Clerk

NEW CASE FILE CLERK:

Copies to: Courtroom Deputies
Log Book Noted

Special Projects
Entered in Computer 08/26/08 tsh

CASE SYSTEMS ADMINISTRATOR:
Copies to: All Counsel

Transferor CSA